

The opinion in support of the decision being entered today was *not* written for publication is *not* binding precedent of the Board.

Paper No. 18

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE BOARD OF PATENT APPEALS  
AND INTERFERENCES

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*Ex parte* MATTHEW LEVINE

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Appeal No. 2004-0609  
Application 09/900,787

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ORDER GRANTING REQUEST TO RESET HEARING DATE  
AND NOTICE OF VIDEO CONFERENCE HEARING

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An oral hearing before a merits panel of the Board of Patent Appeals and Interferences has been set for May 4, 2004. The notice setting the hearing was mailed to counsel on March 1, 2004 (Paper No. 16). The date counsel received the notice is not apparent from the record. On March 11, 2004, a facsimile letter was received (Paper No. 17) wherein counsel requested that the hearing be rescheduled in favor of scheduling a video conference hearing. The request has been granted.

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It is Ordered that the request to reschedule the hearing to a later date to accommodate a video conference hearing is granted, and that a new date for the hearing via video conference will be set in due course.

All expenses involved with the video conference hearing are to be borne by applicant, and no further postponements or changes will be permitted once a new date and time are scheduled due to the burden involved in the coordination of a video conference hearing.

By Order of the Board of Patent Appeals and Interferences.



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**FAXED ON: March 19, 2004**  
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